



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Communications (December 17, 1992 through December 28, 1992)

MEETING DATE: January 6, 1993

PREPARED BY: Kirk J. Evans, Administrative Assistant to the City Manager

RECOMMENDED ACTION:

AGENDA ITEM

J 1a

RECOMMENDATION

That the City Council by motion action deny the following verified claim filed against the City of Lodi and refer it back to the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA).

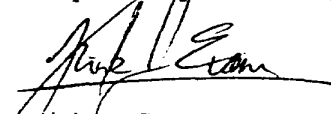
- a) California State Automobile Association (K. Colgan)
Date of loss 9/19/92

BACKGROUND INFORMATION: Following review of this verified claim filed against the City of Lodi, the City Attorney and the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA) recommend that the City Council deny the subject claim and refer it back to ICA.

Additional information regarding this claim is contained in a Confidential envelope addressed to each Council Member.

FUNDING: None required.

Respectfully submitted,


Kirk J. Evans
Administrative Assistant to the City Manager

KJE:tp

COUNCOMS/TXTA TLP/GL
APPROVED


THOMAS A. PETERSON
City Manager



recycled paper

CC-1



INSURANCE



CONSULTING



ASSOCIATES, INC.

P.O. BOX 750849 • PETALUMA, CA 94975-0849

PHONE: (707) 778-1118 • FAX (707) 778-8213

December 18 1992

DEC 23 '92

City Manager's Office

CORPORATE
OFFICE:1125 North
McDowell
Boulevard
Petaluma
CA 94954
(707) 778-1118Kirk Evans
Assistant to the City Manager
City of Lodi
Call Box 3006
Lodi, CA 95241-1910BRANCH
OFFICE:4827 Geary
Boulevard
San Francisco
CA 94118
(415) 751-9801Re Client: City of Lodi
Client No.: 92-47
Claimant: Keith C. Colgan
Date of Loss: 09-19-92
ICA File No.: 35-0178000-51

Dear Mr. Evans:

Although we have settled the claim by Keith Colgan, as you are aware CSAA has filed a subrogation claim in the amount of \$4,447.40.

I would recommend the City proceed with rejecting CSAA's subrogation claim so that we might activate the six month statute.

It is possible we will reach a settlement of this claim before the six month statute expires, but I do feel it important the six month statute be activated.

Should you have any questions, please do not hesitate to call.

Very truly yours,

Bill Benson
Assistant Claims ManagerBB:mer
350178ke.ltr

Risk Management

Claims Administration

Loss Control

License No. 0607524



CITY COUNCIL

PHILLIP A. PENNINO, Mayor
JACK A. SIEGLOCK
Mayor Pro Tempore
RAY G. DAVENPORT
STEPHEN J. MANN
JOHN R. (Randy) SNIDER

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P O BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 334-5634
FAX (209) 333-6786

Notice of Claim Rejection

January 7, 1993

THOMAS A. PETERSON
City Manager
ALICE M. REIMCHE
City Clerk
BOB McNATT
City Attorney

Attention: Jennifer Davy Stanley
California State Automobile Association
P.O. Box 610
Lodi, CA 95241-0610

Re: California State Automobile Association (K. Colgan)
vs. City of Lodi
Date of Loss: 9/19/92

Dear Ms. Stanley:

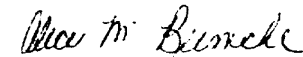
Notice is hereby given that the claim which you presented to the City on November 18, 1992 is rejected as of the date of this letter.

WARNING

Subject to certain exceptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on this claim. See Government Code Section 945.6. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to Sections 128.5 and 1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,


Alice M. Reimche
City Clerk

AMP/tp

cc: Insurance Consulting Associates